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Patent

REMARKS

Claims 1, 3, 4, 10, 12 and 17 are amended. Claim 2 is cancelled. New claims 21 - 24 are added. Claims 1 and 3 through 24 are pending.

Cancellation of claim 2 is made without prejudice. Claims 1, 3, 4, 10, 12 and 17 have been amendment to more clearly delineate intended subject matter and are not intended to be narrowing amendments. In fact, some amendments are believed to have broadenend the affected claims. Accordingly, no prosecution history estoppel should apply.

Support for amendment to claims 1, 3, 4, 10, 12 and 17 and addition of new claims 21 - 24 may be found at least at page 7 of the specification, lines 1 - 22. Accordingly, Assignee respectfully submits that no new subject matter is added.

On August 22, 2006, the undersigned conducted a telephonic interview with Examiner to discuss the Office Action in this case mailed May 18, 2006. Specifically, the undersigned and Examiner discussed U.S. Patent No. 6,594,690 to Cantwell (the "690 patent") and how claims distinguish over portions in the '690 patent cited by Examiner in the May 18 Office Action. The undersigned thanks Examiner for courtesies extended in connection with the August 22 telephonic interview.

Examiner rejected claims 1-4, 9 - 14, 17 and 19-20 as being anticipated by the '690 patent under 35 USC § 102 (e). This rejection is respectfully traversed.

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The '690 patent appears to show a computer that is capable of communicating with an internet server through an interconnection to select and obtain a device driver. In particular, Examiner cites the following portion of the '690 patent as being relevant to claim 1 of the present application:

Computer 4 also may communicate with internet server 16 through internet connection 18. In addition, intranet server 6 may communicate with internet server 16 through internet connection 18. It is desirable, but not necessary, for at least one of computer 4 and intranet server 6 to communicate with internet server 16.

Device drivers may either be stored at a website on intranet server 6 or internet server 16. If the device drivers are stored on intranet server 6, the device drivers may have previously been retrieved from internet server 16 through internet connection 18 or any other means. ['690 patent, col. 2, ll. 3 – 14]

Assignee respectfully submits that the '690 patent does disclose, suggest or make obvious selection of *a location for saving scanning data* as set forth in claim 1. Accordingly, Assignee respectfully submits that claim 1, and claims 3 – 11 depending therefrom, distinguish over the '690 patent. While differing in scope from claim 1 at least in part, Assignee respectfully submits that the remaining claims 12 – 24 similarly distinguish over the '690 patent. Accordingly, Assignee respectfully requests withdrawal of the rejection of claims 1-4, 9 – 14, 17 and 19-20 under 35 USC § 102 (e).

Examiner also rejected claims 5-8, 15, 16 and 18 as being made obvious in view of the '690 patent, further in view of U.S. Patent No. 6,785,805 to House et al. (the "'805 patent") under 35 USC § 103 (a). This rejection is respectfully traversed.

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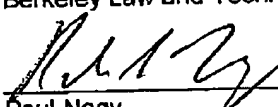
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The '805 patent appears to relate to network-based methods for configuring and building integrated systems. However, the '805 patent does not appear to disclose, suggest or make obvious *selection of a location for saving scanning data* as set forth in claim 1. Accordingly, Assignee respectfully submits that the '805 patent does not make up for the deficiency of the '690 patent in meeting the limitations of claims 5-8, 15, 16 and 18 and respectfully requests withdrawal of the rejection of these claims under 35 USC § 103 (a).

In view of the foregoing amendments and remarks, Applicants respectfully submit that this application is in condition for allowance. However, if the Examiner finds an reason why this application is not in condition for allowance, Applicants request that the Examiner contact the undersigned attorney by telephone at (310) 541-7832 to discuss the application.

Respectfully submitted,

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